

Message Text

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ACTION NODS-00

INFO OCT-01 ISO-00 /001 W

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FM AMCONSUL JERUSALEM

TO SECSTATE WASHDC IMMEDIATE 7320

S E C R E T SECTION 1 OF 2 JERUSALEM 1372

NODIS

FOR ALDRICH FROM LEIGH

E.O. 11652: GDS

TAGS: OVIP (KISSINGER, HENRY A.)

SUBJECT: MONITORING AGREEMENT

1. SECRETARY TENTATIVELY DECIDED LAST NIGHT THAT SURVEILLANCE AGREEMENT SHOULD BE PRESENTED TO CONGRESS FOR APPROVAL BY JOINT RESOLUTION. SUGGEST THAT CIRCULAR 175 PROCEDURES BE COMMENCED USING TEXT SET FORTH IN NEXT SUCCEEDING PARAGRAPH.

2. BEGIN TEXT. AGREEMENT ON MONITORING

THE GOVERNMENT OF THE ARAB REPUBLIC OF EGYPT,

THE GOVERNMENT OF ISRAEL, AND

THE GOVERNMENT OF THE UNITED STATES OF AMERICA;

NOTING THAT CONCLUSION ON THIS DATE OF AN AGREEMENT BETWEEN THE GOVERNMENT OF THE ARAB REPUBLIC OF EGYPT AND THE GOVERNMENT OF ISRAEL, AND DESIRING TO FACILITATE THE IMPLEMENTATION OF THAT AGREEMENT,

HAVE AGREED AS FOLLOWS:

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ARTICLE 1

THE PARTIES CONSIDER THAT A UNITED STATES CUSTODIAL ROLE IN CONNECTION WITH THE OPERATION AND MAINTENANCE OF SURVEILLANCE AND EARLY WARNING STATIONS IN THE AREA OF THE SINAI PASSES WILL FACILITATE THE ACHIEVEMENT OF THE OBJECTIVES OF THE AGREEMENT CONCLUDED ON THIS DATE BETWEEN THE GOVERNMENT OF THE ARAB REPUBLIC OF EGYPT AND THE GOVERNMENT OF ISRAEL AND WILL CONSTITUTE AN IMPORTANT CONTRIBUTION TO THE ESTABLISHMENT OF CONDITIONS CONDUCTIVE TO PROGRESS TOWARD A FINAL PEACE AGREEMENT.

ARTICLE 2

1. THE EXISTING SURVEILLANCE SITE OPERATED BY THE GOVERNMENT OF ISRAEL AT COORDINATES (BLANK) AND A NEW SURVEILLANCE SITE TO BE CONSTRUCTED AND OPERATED BY THE GOVERNMENT OF THE ARAB REPUBLIC OF EGYPT AT COORDINATES (BLANK), AS SHOWN ON THE ANNEXED MAP, SHALL PERFORM, UNDER THE AEGIS OF THE GOVERNMENT OF THE UNITED STATES, THE FUNCTIONS OF PASSIVE VISUAL AND ELECTRONIC SURVEILLANCE IN ACCORDANCE WITH THE TERMS AND CONDITIONS OF THE AGREEMENT CONCLUDED ON THIS DATE BETWEEN THE GOVERNMENTS OF THE ARAB REPUBLIC OF EGYPT AND THE GOVERNMENT OF ISRAEL.

2. THE MAXIMUM NUMBER OF EGYPTIAN PERSONNEL PRESENT AT ANY ONE TIME AT THE SITE OPERATED BY EGYPT, AND THE MAXIMUM NUMBER OF ISRAELI PERSONNEL PRESENT AT ANY ONE TIME AT THE SITE OPERATED BY ISRAEL, SHALL BE (BLANK) IN EACH CASE.

ARTICLE 3

THE SURVEILLANCE FUNCTION DESCRIBED IN ARTICLE 2 WILL BE PERFORMED UNDER THE AEGIS OF THE UNITED STATES ACTING AS CUSTODIAN OF EACH SITE. A SUFFICIENT NUMBER OF UNITED STATES CIVILIAN PERSONNEL SHALL BE ASSIGNED TO EACH SITE TO PERFORM THE FOLLOWING TECHNICAL RESPONSIBILITIES:

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(1) MONITOR OPERATIONS WITHIN EACH SITE AND IMMEDIATELY REPORT ANY DETECTED DIVERGENCY FROM THE FUNCTIONS DESCRIBED IN ARTICLE 2, PARAGRAPH 1, TO THE OTHER PARTIES, TO THE UNEF, AND TO THE JOINT COMMISSION, AS APPROPRIATE;

(2) MONITOR ALL MOVEMENT INTO AND OUT OF EACH SITE

AND REPORT THE SAME PERIODICALLY TO THE OTHER PARTIES,
TO THE UNEF, AND TO THE JOINT COMMISSION, AS APPROPRIATE.

ARTICLE 4

1. THERE SHALL BE ESTABLISHED, MAINTAINED AND OPERATED
UNDER THE AEGIS OF THE GOVERNMENT OF THE UNITED STATES
AN EARLY WARNING STATION IN EACH OF THE MITLA AND
GIDDI PASSES IN THE AREA OF THE POINTS SHOWN ON THE
ANNEXED MAP. THERE SHALL ALSO BE ESTABLISHED, MAINTAINED
AND OPERATED UNMANNED ELECTRONIC SENSORS AT BOTH ENDS
OF EACH PASS AND IN THE GENERAL VICINITY OF EACH
STATION.

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FM AMCONSUL JERUSALEM

TO SECSTATE WASHDC IMMEDIATE 7321

S E C R E T SECTION 2 OF 2 JERUSALEM 1372

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FOR ALDRICH FROM LEIGH

2. THE UNITED STATES TECHNICAL PERSONNEL OPERATING
THE EARLY WARNING STATIONS AND THE SENSORS SHALL:
(A) IMMEDIATELY REPORT TO THE OTHER PARTIES, TO THE
JOINT COMMISSION, AND TO UNEF AND THE UNITED NATIONS,
AS APPROPRIATE, ANY MOVEMENT OF ARMED FORCES, OTHER
THAN THE UNEF, INTO OR OVER EITHER PASS AND ANY
OBSERVED PREPARATIONS FOR SUCH MOVEMENT;

(B) REPORT PERIODICALLY TO THE OTHER PARTIES, TO THE
UNEF AND TO THE JOINT COMMISSION, AS APPROPRIATE,
ANY OTHER OBSERVATIONS PERTINENT TO THE USE OF EITHER
PASS.

ARTICLE 5

NO ARMS SHALL BE MAINTAINED AT THE SITES, HEADQUARTERS, AND OTHER FACILITIES COVERED BY THIS AGREEMENT, EXCEPT FOR SUCH SMALL ARMS AS ARE REQUIRED BY THE PERSONNEL RESPONSIBLE FOR INTERNAL SECURITY.

ARTICLE 6

1. THERE SHALL BE ESTABLISHED ONE HEADQUARTERS AND SUCH SUPPORT AND COMMUNICATIONS FACILITIES AS MAY BE NECESSARY FOR THE SURVEILLANCE AND MONITORING FUNCTIONS TO BE CARRIED OUT BY UNITED STATES

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CIVILIAN PERSONNEL. THE FACILITIES, EQUIPMENT AND SUPPLIES AND UNITED STATES PERSONNEL SHALL BE IMMUNE FROM THE CRIMINAL AND CIVIL JURISDICTION AND THE CUSTOMS AND TAX JURISDICTION OF ANY OTHER PARTY.

2. THE OTHER PARTIES SHALL ENSURE FREE LANDING RIGHTS AND UNIMPEDED PASSAGE THROUGH AND OVER TERRITORIES UNDER THEIR JURISDICTION OR CONTROL FOR THE UNITED STATES PERSONNEL, EQUIPMENT AND SUPPLIES.

3. THE GOVERNMENT OF THE ARAB REPUBLIC OF EGYPT AND THE GOVERNMENT OF ISRAEL WAIVE ANY AND ALL CLAIMS AGAINST THE GOVERNMENT OF THE UNITED STATES, AND AGREE TO INDEMNIFY AND HOLD HARMLESS THE GOVERNMENT OF THE UNITED STATES AGAINST ANY AND ALL CLAIMS BY OTHERS, WHETHER GOVERNMENTS OR PRIVATE PARTIES, ARISING OUT OF ANY ACTS OR OMISSIONS OF THE UNITED STATES CIVILIAN PERSONNEL IN THE CONDUCT OF ACTIVITIES UNDER THIS AGREEMENT.

ARTICLE 7

THE GOVERNMENT OF THE UNITED STATES SHALL MAKE PERIODIC REPORTS TO THE SECRETARY GENERAL OF THE UNITED NATIONS WITH RESPECT TO THE ACTIVITIES OF THE UNITED STATES CIVILIAN PERSONNEL UNDER THIS AGREEMENT.

ARTICLE 8

THIS AGREEMENT SHALL ENTER INTO FORCE UPON EXCHANGE OF WRITTEN NOTICES OF ACCEPTANCE BY EACH PARTY AND SHALL REMAIN IN FORCE FOR AN INDEFINITE PERIOD PROVIDED, HOWEVER, THAT THE GOVERNMENT OF THE UNITED

STATES SHALL BE ENTITLED TO WITHDRAW IF IT CONCLUDES,
AFTER CONSULTATION WITH EACH OF THE OTHER PARTIES,
THAT THE PERFORMANCE OF ITS UNDERTAKINGS HEREUNDER NO
LONGER SERVES TO PROMOTE PROGRESS TOWARD A FINAL PEACE
AGREEMENT BETWEEN THE TWO PARTIES.

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DONE AT (BLANK) ON (BLANK).

1975, IN THREE COPIES.

FOR THE ARAB REPUBLIC OF EGYPT

FOR ISRAEL

FOR THE UNITED STATE OF AMERICA

END TEXT.

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Margaret P. Grafeld
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TAGS: OVIP, (KISSINGER, HENRY A)
To: STATE
Type: TE
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